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9 *Attorneys for Plaintiff DMF, Inc.*

10  
11 **IN THE UNITED STATES DISTRICT COURT  
FOR THE CENTRAL DISTRICT OF CALIFORNIA**

12  
13 DMF, Inc., a California corporation,  
14 Plaintiff,

15 v.

16 AMP Plus, Inc. d/b/a ELCO Lighting,  
a California corporation; and

17 ELCO Lighting Inc., a California  
18 corporation,

19 Defendants.

Civil Action No. 2:18-cv-07090-  
CAS-GJS

**NOTICE OF MOTION AND  
MOTION FOR PRELIMINARY  
INJUNCTION AGAINST  
PATENT INFRINGEMENT**

Date: December 17, 2018  
Time: 10:00 a.m.  
Hon. Christina A. Snyder  
Courtroom: 8D, 350 West First Street

1 TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

2 PLEASE TAKE NOTICE that on December 17, 2018, at 10:00 a.m. in  
3 Courtroom 8D of the United States District Court for the Central District of  
4 California, located at 350 West First Street in Los Angeles, California, Plaintiff  
5 DMF Inc. (“DMF”) will and hereby does move the Court for an order granting a  
6 preliminary injunction:

- 7 (1) prohibiting Defendants AMP Plus, Inc. dba ELCO Lighting and ELCO  
8 Lighting Inc. (collectively “ELCO”) and all those acting in concert with  
9 ELCO from making, selling, offering to sell, selling, importing into the  
10 United States or supplying from the United States ELCO’s ELL LED  
11 Modules Model Nos. 08xx or 11xx (including ELL0827, ELL0830,  
12 ELL0835, ELL0840, ELL08SD, ELL1127, ELL1130, ELL1135, ELL1140  
13 and ELL11SD) referred herein as “the ELCO LED Modules”, ELCO’s  
14 interim design for the ELCO LED Modules, which add a conical metal  
15 piece to the back part of these modules (“the Interim ELCO LED  
16 Modules”), or any product that is no more than colorably different from  
17 the ELCO LED Modules or Interim ELCO LED Modules;
- 18 (2) ordering that ELCO and all those acting in concert with ELCO are  
19 prohibited from inducing anyone to perform the prohibited actions  
20 identified in the foregoing paragraph;
- 21 (3) ordering that ELCO recall all ELCO LED Modules and Interim ELCO LED  
22 Modules that have entered the United States on or after the date of the filing  
23 of the Complaint in this case to the extent that such devices have not been  
24 installed in a building by the date of this Order; and
- 25 (4) ordering that ELCO shall, within ten days from the date of issuance of this  
26 Preliminary Injunction, provide notice and a copy of this Preliminary  
27 Injunction to all subsidiaries, affiliates, officers, directors, employees,  
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principals, agents, customers, sales representatives, distributors, online retailers, online discounters, manufacturers, and attorneys that may have any involvement in designing, developing, making, having made, using, marketing, selling, servicing, or promoting LED modules, trims designed to twist and lock onto modules, or housings designed to house LED modules, as well as any other person or entity acting in active concert or participation with ELCO with respect to any of the activities enjoined here.

This Motion is based upon this Notice and Motion, the accompanying Memorandum of Points and Authorities, any Reply filed in support of this Motion, the declarations of James Benya, Chip Israel, Peter Maciel, Michael Danesh, Benjamin Chen, and Ben Davidson filed concurrently herewith, the Notice of Lodging of Exhibits filed concurrently herewith, the proposed order granting preliminary injunction filed concurrently herewith, and upon such other evidence and oral argument as may be received by the Court.

Respectfully submitted,

Dated: November 14, 2018

By: /s/ Ben M. Davidson  
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